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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

29 UNITED STATES OF AMERICA,) No. CR 12-0274 SBA
30 Plaintiff,)
31 v.)
32 SERGIO ALFONSO ESPEJEL,)
33 Defendant.)
34 _____) STIPULATION AND ORDER TO
35 CONTINUE HEARING AND FOR AN
36 EXCLUSION OF TIME FROM JUNE 6,
37 2012 THROUGH JUNE 20, 2012 FROM
38 CALCULATIONS UNDER THE SPEEDY
39 TRIAL ACT
40 Current Date: June 8, 2012
41 Current Time: 10:00 a.m.
42 Proposed Date: June 20, 2012
43 Proposed Time: 10:00 a.m.

44 The parties previously requested, and this Court ordered, that June 6, 2012 would be set
45 for a change of plea in the above-captioned matter and that the hearing on the United States'
46 Motion to Vacate Magistrate Judge's Order Granting Release would be postponed to a date to be
47 determined on June 6, 2012. On June 6, 2012, this Court continued the hearing to June 8, 2012
48 at 10:00 a.m. Counsel for the defendant is not available on June 8, 2012. Accordingly, the
49 parties file this stipulation to continue the hearing to June 20, 2012 at 10:00 a.m., which the
50 Courtroom Deputy confirmed is available. As such, the parties stipulate to set the hearing on
51 June 20, 2012 at 10:00 a.m.

52 STIPULATION AND [PROPOSED] ORDER
53 CR 12-0274 SBA

The parties also agree that time is excluded under the 18 U.S.C. § 3161, the Speedy Trial Act, due to delay resulting from a pre-trial motion under Section 3161(h)(1)(D). The defendant agrees that time shall be excluded under the Speedy Trial Act between June 6, 2012 and June 20, 2012 due to delay resulting from any pre-trial motion through the conclusion of the hearing on or other prompt disposition of such matter. 18 U.S.C. § 3161(h)(1)(D).

SO STIPULATED:

MELINDA HAAG
United States Attorney

DATED: June 6, 2012

/s/
CYNTHIA M. FREY
Assistant United States Attorney

DATED: June 6, 2012

/s/
GEOFFREY ROTWEIN
Attorney for SERGIO ALFONSO ESPEJEL

STIPULATION AND [PROPOSED] ORDER
CR 12-0274 SBA

1 Based upon the stipulation of the parties to continue the hearing currently set for June 8,
2 2012 to June 20, 2012,

3 IT IS HEREBY ORDERED that the hearing be continued to June 20, 2012 at 10:00 a.m.

4 The Court further finds that time is appropriately excluded under the Speedy Trial Act
5 from June 6, 2012 to June 20, 2012 due to delay resulting from any pre-trial motion
6 through the conclusion of the hearing on or other prompt disposition of such matter.

7 IT IS THEREFORE ORDERED that the time between June 6, 2012 to June 20, 2012
8 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. §§ 3161(h)(1)(D).

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12 DATED: 6/8/12

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14 HONORABLE SAUNDRA B. ARMSTRONG
15 United States District Judge